GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

School Education – Administrative Sanction for an amount of Rs.36,75,000/- to deposit before the Registry, APHC, towards compensation in the death case of Pathi Vishnu, S/o Sri Venkata Narayana, studying in Sri Vivekananda Vidyapetham, Private Un-aided School, Markapur, as per orders of the Hon'ble High Court of Andhra Pradesh dated:28.10.2024 in Writ Appeal No.595/2024 – Accorded – Orders – Issued.

SCHOOL EDUCATION (PROG.IV) DEPARTMENT

G.O.RT.No. 494 Dated: 04-12-2024

Read the following:-

1. From the Deputy Registrar (Law), NHRC, New Delhi, notice in Case No.1550/1/17/2021 through email, dt.8.09.2021.
2. From the DSE, AP Lr.Rc.No.49-A&I-2021, Dt:08.10.2021.
3. From the DEO, Prakasam, Lr.Rc.No.3971/C3/2021, dated: 08.06.2023.
4. Govt. Letter No.1508817/Prog.IV/2021, dated:09.06.2023.
5. Orders dt.12.01.2024 of the Hon'ble High Court in W.P.No. 14124 of 2022 received on 27.02.2024.
6. Govt.Memo.No.1508817/Prog.IV/2021, Dt:06.03.2024.
7. Legal opinion of the GP for School Education, High Court of AP, dt.nil received on 07.03.2024.
8. Govt.Memo.No.1508817/Prog.IV/2021 dtd:12.03.2024
9. Notice from Hon'ble High Court of AP in CC No.2846 of 2024 in WP No.14124/2022, dt.15.07.2024
10. Orders of the Hon'ble High Court, dated:28.10.2024 in W.A.No.595 of 2024 filed by the Government.
11. Govt.Memo.No.1508817/Prog.IV/2021, dated:05.11.2024.
12. From the Collector and District Magistrate, Prakasam, Lr.Rc. No.3917/C2/2021, dated:11.11.2024.
13. From the DSE, AP, Lr.No.36/45/2024-GS&GR-2, dated: 13.11.2024.

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ORDER:

The Deputy Registrar, NHRC, New Delhi in the letter 1st read above, has informed that the Commission has received a complaint from Lokahitam Mama Karaneryam-Vishnu, alleging that a minor boy, class 7th student has died on 29.08.2021 due to collapse of slab from the school building at Rajupalem, Markapuram Mandal in Prakasam District on account of negligence by the school authorities. A prayer has been made for intervention by the Commission in the matter.

(Contd..2)

2. The CSE and the DEO, Prakasam vide letters 2nd and 3rd read above respectively have submitted reports in the matter. Accordingly, the Govt. have submitted report to the Registrar, NHRC vide Letter., 4th read above.

3. Sri Pathi Venkata Narayana, father of the deceased boy, Rajupalem Village, Markapuram (M), Prakasam District has filed W.P.No.14124 of 2022 before Hon'ble High Court seeking directions to release an amount of Rs.36,00,000/- towards compensation for the death of his son.

4. The Hon'ble High Court vide order dated:12.01.2024 in WP No. 14124/2022 has allowed the Writ Petition with the following direction:

> "….. the respondents are directed to pay an amount of Rs. 27,00,000/- towards compensation and an amount of Rs.3,00,000/- towards the mental agony suffered by the petitioner and his wife (parents of the deceased) along with interest @ 9% from the date of fling of the present Writ Petition to the petitioner, within a period of three (3) months from the date of receipt of copy of this Order."

5. After obtaining the opinion of the Government Pleader, Government have decided to file Appeal against the orders of the APHC dated: 12.01.2024 in WP No.14124/2022. Accordingly, Writ Appeal No. 595/2024 was filed.

6. In the meantime, father of the deceased boy has filed CC No.2846 of 2024 for non implementation of the orders of the Hon'ble Court, dated 12.01.2024.

7. The Writ Appeal No.595 of 2024 came up for hearing on 28.10.2024 and the Hon'ble Court has made the following Order:

> "*The appellants are directed to deposit the entire awarded amount along with interest before the Registry within a period of three (3) weeks from today.*
>
> *List on 18.11.2024."*

8. Govt. vide Memo.11th read above, have requested the District Collector, Prakasam and DEO, Prakasam to take necessary action immediately to comply the orders of the Hon'ble High Court, to avoid further legal complications in the matter.

9. The District Collector, Prakasam District vide Letter, 12th read above has stated that no funds are available and requested to release an amount of Rs.36,75,000/- to deposit the entire amount awarded by the

(Contd..3)

Hon'ble High Court of Andhra Pradesh before the Registry, as detailed hereunder:

1. For compensation	: Rs.27,00,000/-
2. For mental agony	: Rs.3,00,000/-
3. Interest (9%) from 04/2022 to 10/2024 (Rs.22,500/- per month for 30 months)	: Rs.6,75,000/-
Total	: Rs. 36,75,000/-

10. Government, after careful examination of the matter, hereby accord administrative sanction for an amount of Rs.36,75,000/- to deposit before the Registry, towards compensation in the death case of Pathi Vishnu, S/o Sri Venkata Narayana, died on 29.8.2021, as per the orders of the APHC, dated:28.10.2024 in WA.No.595/2024, to avoid further legal complications in the matter.

11. The amount sanctioned in para (10) above shall be debited to the Head of Account - 2202 School Education-80 General-MH.001 Direction & Administration-00-SH.(03) District Offices-500 Other Charges-501 Compensation.

12. The District Collector, Prakasam and the DEO, Prakasam shall take further necessary action accordingly in the matter.

13. This order issues with the concurrence of the Finance (FMU-SE) Department, vide their U.O.No:FIN01-FMU0ASD/40/2024-FMU-SE (Computer No:2623070), dated:28.11.2024.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KONA SASIDHAR
SECRETARY TO GOVERNMENT

To
The District Collector, Prakasam District, Ongloe.
The District Educational Officer, Prakasam District, Ongole.
Copy to:
The Director of School Education, A.P, Atmakur (V), Mangalagiri (M), Guntur District.
The Finance (FMU-SE) Department.
The Accountant General, A.P, Vijayawada.
The Director of Treasuries and Accounts, A.P., Mangalagiri.
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER